

**August 10, 2015
Springfield, Missouri**

The City Council met in regular session August 10, 2015 in the Council Chambers at Historic City Hall. The meeting was called to order by Mayor Pro Tem Ken McClure. A moment of silence was observed.

Roll Call

Present: Craig Hosmer, Kristi Fulnecky, Phyllis Ferguson, Mike Schilling, Justin Burnett, Craig Fishel, Ken McClure, and Jan Fisk. Absent: Bob Stephens.

Minutes

The minutes of July 27, 2015 were approved as presented.

Consent Agenda

The Consent Agenda was finalized and approved as amended.

Anita Cotter, City Clerk, informed Council she had received a request to remove Council Bill 2015-201 from Consent Agenda First Reading Bills. She noted this item would be moved to First Reading Bills.

The following appeared on the agenda under Ceremonial Matters:

Anita Cotter, City Clerk, swore in William Garvin to serve as a member of the Springfield-Greene County Library Board.

City Managers report and responses to questions raised at the previous City Council meeting:

Greg Burris, City Manager, responded all questions had been answered. Mr. Burris noted there were five items on the Consent Agenda that referred to two cost share projects. He added two of those items were in regard to improvements at Kearney Street and Mulroy Road. Mr. Burris noted one cost share agreement is between the Missouri Department of Transportation (MoDOT) and the City for improvements at the intersection and the other is between the City and the Burlington Northern Santa Fe Railroad (BNSF) for improvements just south of the intersection at the railroad crossing. Mr. Burris noted the other three items were in regard to improvements at Packer Road and Kearney Street. He added one agreement would allow MoDOT to do this work on City right-of-way and one agreement would modify the cost share agreement that the City and MoDOT previously had. Mr. Burris noted the third agreement was a cost share between the City and Prime Trucking.

Mr. Burris noted there are a number of activities and celebrations taking place downtown this week and throughout the weekend. He added the long awaited reopening of Heer's would become official at 10:00 a.m. tomorrow, Tuesday, August 11. Mr. Burris noted representatives from Dalmark, the group transforming the 100-year old building into luxury lofts, would be on hand, along with other partners who helped make this possible. Mr. Burris expressed his appreciation to Mary Lilly Smith, Director of Planning and Development, for her tireless commitment to this project. Mr. Burris noted in addition to the Heer's announcement, two other major properties will celebrate grand openings this week. He congratulated the Vecino Group and partners on the redevelopment of Hotel Sterling and Sky Eleven (the former Woodruff Building). Mr. Burris noted on Friday, August 14 at 1:30 p.m. the Birthplace of Route 66 Festival would kick

off by re-installing a plaque at the southwest corner of the former Woodruff Building to commemorate the now famous telegram sent by Springfield developer John T. Woodruff to officially name the Chicago to Los Angeles cross-country Mother Road.

Mr. Burris noted more than 500 classic cars and trucks are expected to descend upon Springfield on Friday, August 14 for the first-ever Birthplace of Route 66 parade. He added great viewing areas are in the grandstand area in front of the Expo Center grassy lot and at Park Central Square. Mr. Burris noted the parade proceeds from St. Louis and Glenstone to the Square. He added the City would simulcast two concerts on the big screen on the Square on Friday and Saturday night for free. Mr. Burris expressed his appreciation to Brian McDonough and the teams at KY3, KSPR, and the CW, for partnering to make this event possible. He added for a complete listing of events, visit: www.route66festivalsgf.com.

Mr. Burris noted progress is being made on the Community Listen projects as the Zone Blitz planning phase begins. He added more than 50 partner organizations have stepped forward to help form 11 topic teams to address a wide variety of issues, including housing, jobs, economic development, infrastructure issues, and public safety. Mr. Burris noted teams will begin meeting next week and plan to launch the 18-month Zone Blitz on October 8.

Mr. Burris noted subject matter experts from the National Resource Network visited with numerous community leaders and the Impacting Poverty Commission on July 29 and 30. He added the group is considering Springfield for a potential grant up to \$500,000 to address poverty. Mr. Burris noted staff is hopeful they were impressed with the community's commitment to developing projects that can make a difference to assist those who are most under-resourced in our community. He added the next step will be a two-page summary by the National Resource Network that may contain recommendations for future steps.

Mr. Burris noted the City is seeking feedback from citizens in the form of a survey on the proposed list of new roadway construction projects to be included in the upcoming 1/8-cent Transportation and 1/4-cent Capital Improvement sales tax programs. He added the survey would be open through August 31 and can be found online at: www.springfieldmo.gov/election.

Councilman Burnett noted he has received several calls from constituents who were concerned about the rally held this weekend on the Park Central Square. He expressed his belief that sexual predators were present for this rally. He asked if the Police Department noticed any "documented pedophiles" and how many complaints were received. Mr. Burris noted the Police Department had not reported any pedophiles present for the rally and no problems were reported. He added the group followed all rules and the event occurred with very little controversy at the time. Mr. Burris noted emails have been received since the event was held expressing concern and Council has received copies of all of the emails staff has received.

Councilman Hosmer asked for an update on the second COPS grant that was being applied for. Mr. Burris responded the application has been submitted and the response should arrive in September. He noted he would get the exact date and send it to Council.

Councilwoman Fulnecky expressed her appreciation to everyone who worked on the National Night Out.

Mayor Pro Tem McClure expressed his belief that the City was very fortunate that the aforementioned rally went as well as it did. He also expressed his belief that Springfield can “do better”.

The following bills appeared on the agenda under Second Reading Bills:

Rezoning: 1042 South Scenic Avenue

Sponsor: Schilling. Council Bill 2015-183. A general ordinance amending the Springfield Land Development Code, Section 1-1600, Zoning Maps, by rezoning approximately 1.78 acres of property generally located at 1042 South Scenic Avenue from Planned Development District No. 269 to Planned Development District No. 350; and adopting an updated Official Zoning Map. (Both Planning and Zoning Commission and Staff recommend approval.) (By: Vecino Group; 1042 South Scenic Avenue; Planned Development 350.)

Councilman Schilling expressed his support of the proposed. He expressed his belief that the proposed is a worthy project to help people get back on their feet.

Councilwoman Fulnecky expressed her support of the proposed. She expressed her appreciation to Harmony House for everything they have done for the community.

Councilwoman Fisk expressed her support of the proposed. She expressed her belief that the proposed is an excellent project for the community.

Councilwoman Ferguson expressed her support of the proposed. She noted she is very proud to be on Council tonight to be able to vote in support of the proposed. Councilwoman Ferguson expressed her belief that the issue of creating more space at Harmony House also needs to be addressed.

Mayor Pro Tem McClure expressed his support of the proposed.

Council Bill 2015-183. General Ordinance 6211 was approved by the following vote: Ayes: Hosmer, Fulnecky, Ferguson, Schilling, Burnett, Fishel, McClure, and Fisk. Nays: None. Absent: Stephens. Abstain: None.

Rezoning: 505 East Trafficway

Sponsor: Schilling. Council Bill 2015-184. A general ordinance amending the Springfield Land Development Code, Section 1-1600, Zoning Maps, by rezoning approximately 1.26 acres of property generally located at 505 East Trafficway from HM, Heavy Manufacturing District, to CC, Center City District; establishing Conditional Overlay District No. 95; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval.) (By: Springfield Tool & Die; 505 East Trafficway; Z-20-2015 & Conditional Overlay District No. 95.)

Council Bill 2015-184. General Ordinance 6212 was approved by the following vote: Ayes: Hosmer, Fulnecky, Ferguson, Schilling, Burnett, Fishel, McClure, and Fisk. Nays: None. Absent: Stephens. Abstain: None.

**Rezoning: 3005, 3015,
and 3027 South
Lakeside Avenue**

Sponsor: Fishel. Council Bill 2015-185. A general ordinance amending the Springfield Land Development Code, Section 1-1600, Zoning Maps, by rezoning approximately 1.03 acres of property generally located at 3005, 3015 and 3027 South Lakeside Avenue from R-SF, Single Family Residential District to O-1, Office District; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval.) (By: Battlefield Station LLC; 3005, 3015 and 3027 South Lakeside Avenue; Z-21-2015.)

Council Bill 2015-185. General Ordinance 6213 was approved by the following vote: Ayes: Hosmer, Fulnecky, Ferguson, Schilling, Burnett, Fishel, McClure, and Fisk. Nays: None. Absent: Stephens. Abstain: None.

**Rezoning: 1929 East
Dale Street**

Sponsor: Burnett. Council Bill 2015-186. A general ordinance amending the Springfield Land Development Code, Section 1-1600, Zoning Maps, by rezoning approximately 0.86 acres of property generally located at 1929 East Dale Street from R-SF, Single Family Residential District to HM, Heavy Manufacturing District; and adopting an updated Official Zoning Map. (Staff and Planning and Zoning Commission recommend approval.) (By: Loren Cook Company; 1929 East Dale Street; Z-25-2015.)

Councilwoman Fulnecky asked if the sidewalk issue with the proposed has been resolved. Mary Lilly Smith, Director of Planning and Development, responded the issue has not been resolved at this time. She added the zoning ordinance needs to be amended and those amendments went before the Planning and Zoning Commission last week and will be presented to Council on August 24.

Councilwoman Fulnecky expressed her support of the proposed. She expressed her belief that anything the City can do to support manufacturing should be done.

Council Bill 2015-186. General Ordinance 6214 was approved by the following vote: Ayes: Hosmer, Fulnecky, Ferguson, Schilling, Burnett, Fishel, McClure, and Fisk. Nays: None. Absent: Stephens. Abstain: None.

Use Permit 415

Sponsor: Burnett. Council Bill 2015-187. A special ordinance authorizing the issuance of "Use Permit 415" to permit an electronic message center sign generally located at 934 South Kimbrough Avenue in a non-business area that is zoned R-HD, High-Density Multi-Family District, and UN, University Combining District, on certain conditions. (Planning and Zoning Commission and staff recommend approval.)

Council Bill 2015-187. Special Ordinance 26602 was approved by the following vote: Ayes: Hosmer, Fulnecky, Ferguson, Schilling, Burnett, Fishel, McClure, and Fisk. Nays: None. Absent: Stephens. Abstain: None.

Brownfields Program

Sponsor: Fisk. Council Bill 2015-188. A special ordinance amending and restating the Brownfields Program Revolving Loan Fund (BRLF) Policies and Procedures to increase program flexibility and adjust loan terms and conditions to reflect current lending market conditions. (Planning staff recommends approval.)

Councilman Burnett expressed his support of the proposed. He expressed his belief that the lower interest rate in the proposed would be a great benefit to small business owners.

Mayor Pro Tem McClure expressed his belief that the proposed will aid in soliciting more applications for the proposed loans.

Council Bill 2015-188. Special Ordinance 26603 was approved by the following vote: Ayes: Hosmer, Fulnecky, Ferguson, Schilling, Burnett, Fishel, McClure, and Fisk. Nays: None. Absent: Stephens. Abstain: None.

**Small Business
Development Loan
Program**

Sponsor: Schilling. Council Bill 2015-189. A special ordinance amending and restating the Small Business Development Loan Program Rules and Regulations to rename the program as the "Commercial Loan Program," increase program flexibility and availability, and adjust the terms to reflect current lending market conditions. (Planning staff recommends approval.)

Councilwoman Ferguson asked that a report be presented to Council in 24-months regarding the proposed and the Brownfields Program Revolving Loan Fund. Mary Lilly Smith, Director of Planning and Development, responded a report would be presented in 24-months on both loan programs.

Council Bill 2015-189. Special Ordinance 26604 was approved by the following vote: Ayes: Hosmer, Fulnecky, Ferguson, Schilling, Burnett, Fishel, McClure, and Fisk. Nays: None. Absent: Stephens. Abstain: None.

RESOLUTIONS

EMERGENCY BILLS

PUBLIC IMPROVEMENTS

GRANTS

AMENDED BILLS

The following bills appeared on the agenda under Public Hearing Bills:

**Annexing: Southwood
Avenue**

Sponsor: Fishel. Council Bill 2015-197. A general ordinance amending Springfield City Code, Chapter 1, Section 1-9, City limits, by annexing approximately 16.33 acres of private property and 6.11 acres of public right-of-way into the City of Springfield generally located at 5904 South Southwood Avenue, the east side of the 6000-6100 blocks of South Southwood Avenue, and the 2000 block of East Evans Road, generally referenced as Annexation A-3-15; and amending Springfield City Code, Chapter 46, Section 46-1, Boundaries of wards, precincts and council zones, by adding this property to the ward and precinct assigned by the County Clerk.

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. She noted the proposed is an annexation request on Evans Road and Highway 65. She added in 2010 a cost share agreement was entered into with Mercy Orthopedic Hospital for improvements including: Evans Road and Highway 65 interchange improvements, Evans Road relocation, and Southwood construction. Ms. Smith noted the proposed meets the City Charter requirements for annexation. She added it would enhance governmental efficiencies through

rational and simplified City boundaries. Ms. Smith noted all utilities are available for the proposed location. She added the Fire Department has prepared a report on the proposed location and they consider it to be a Moderate Special Risk and are not concerned with the annexation. Ms. Smith noted the proposed annexation is consistent with the Comprehensive Plan and the Urban Service Area Philosophy. She added utilities are available to the site and it has been approved by the Police Department and Fire Department. Ms. Smith noted the proposed was also contemplated in the original Mercy Development Agreement Council approved in 2010.

Councilwoman Fulnecky asked for clarification regarding the location of the proposed. Ms. Smith responded by pointing out the location on the overhead map.

Councilman Schilling asked if any of the proposed property is subject to property taxation. Ms. Smith responded affirmatively, adding that a private entity owns the Orthopedic Hospital which makes it taxable. She added there is a 50% tax abatement on the property for ten years.

Mayor Pro Tem McClure asked if the proposed would have any impact on the Fire Departments ISO rating. Ms. Smith responded that the Fire Department does not anticipate it will affect their ISO rating.

Mayor Pro Tem McClure asked who would provide service to this location. Ms. Smith responded there is an automatic aid agreement with Battlefield, so both Springfield and Battlefield Fire Departments would respond in case of an emergency.

An opportunity was given for citizens to express their views. With no appearances, the public hearing was closed.

Annexing: South Waco Avenue

Sponsor: Ferguson. Council Bill 2015-198. A general ordinance amending Springfield City Code, Chapter 1, Section 1-9, City limits, by annexing approximately 0.84 acres of private property into the City of Springfield generally located on the east side of the 800 block of South Waco Avenue, generally referenced as Annexation A-4-15; and amending Springfield City Code, Chapter 46, Section 46-1, Boundaries of wards, precincts and council zones, by adding this property to the ward and precinct assigned by the County Clerk.

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. She pointed out the location on the overhead map. She noted the proposed was initiated by Council, at the property owner's request, on July 13, 2015. Ms. Smith noted the owner plans to develop in conjunction with the property to the north that is already included in the City limits. She added the proposed would enhance the governmental efficiencies through rational and simplified City boundaries. Ms. Smith noted the Police Department and Fire Department have not identified any issues with providing service to the proposed location. She added there is currently no access to sanitary sewers and access would have to be provided in order to develop. Ms. Smith noted the proposed is consistent with the Comprehensive Plan and the Urban Service Area Philosophy.

An opportunity was given for citizens to express their views.

Rick Wilson, representative of the developer, spoke in support of the proposed. He noted the sewer access would be from Grand Street. He added the proposed location is a subdivision that was created in the late 1800's-early 1900's and has never been developed. He expressed his belief that the proposed development would benefit the area.

With no further appearances, the public hearing was closed.

**Annexing: East
Kearney Street/State
Highway OO**

Sponsor: Burnett. Council Bill 2015-199. A general ordinance amending Springfield City Code, Chapter 1, Section 1-9, City limits, by annexing approximately 5.77 acres of MoDOT and BNSF railroad right-of-way into the City of Springfield generally located in the 5200-5300 blocks of East Kearney Street/State Highway OO, generally referenced as Annexation A-5-15; and amending Springfield City Code, Chapter 46, Section 46-1, Boundaries of wards, precincts and council zones, by adding this property to the ward and precinct assigned by the County Clerk.

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. She noted the proposed would annex right-of-way and railroad tracks. She pointed out the location of the annexation on the overhead map. She added the proposed was initiated by Council on July 13, 2015. Ms. Smith noted the proposed would connect two tracts and provide for enhanced public safety responses. She added the proposed would enhance governmental efficiencies though rational and simplified City boundaries. Ms. Smith noted the Police Department and Fire Department have not identified any issues with providing service to the proposed location. She added the property would continue to be maintained by the Missouri Department of Transportation (MoDOT) and Burlington Northern Santa Fe Railroad (BNSF). Ms. Smith noted the proposed is consistent with the Comprehensive Plan and the Urban Service Area Philosophy.

An opportunity was given for citizens to express their views. With no appearances, the public hearing was closed.

The following bills appeared on the agenda under First Reading Bills:

**West Wye Connector
Project**

Sponsor: McClure. Council Bill 2015-200. A special ordinance authorizing the City Manager, or his designee, to enter into a Construction and Maintenance Agreement with BNSF Railway Company (BNSF) for the purpose of improving safety, efficiency, and promoting economic development in central Springfield by constructing the West Wye Connector project which will relocate a BNSF railroad line connecting the Ft. Scott and Cherokee Subdivisions.

Mary Lilly Smith, Director of Planning and Development, gave a brief overview of the proposed. She pointed out the location of the connector on the overhead map. Ms. Smith noted the proposed would allow trains to turn around and leave to the southwest, which would help to alleviate train/vehicular interactions at several crossings in the downtown area. She added the proposed would cost \$2,351,528 for construction. Some of that money would come from a grant from the Federal Rail Administration, matching funds from a Missouri Department of Transportation (MoDOT) grant, and the City's ¼ cent tax. Ms. Smith noted numerous Council actions have occurred between 2008 and 2014 regarding the

proposed, such as: nonbinding agreement regarding West Meadows, Federal earmark for land acquisition and design, authorization of numerous grant applications, and acceptance of Federal and State grants. She added all of the property for the Wye has been acquired and the City has constructed the embankment. Ms. Smith responded the next step is for Burlington Northern Santa Fe Railroad (BNSF) to install tracks and signage and the City to transfer the embankment and right-of-way to BNSF. She added all costs incurred in construction shall be paid by the City, as expected and not to exceed the amount established by the BNSF cost estimate. Ms. Smith noted all change orders and amendments must be signed by the City and BNSF. She added a review was done of the cost estimates and they were found to be acceptable. Ms. Smith noted the benefits of the proposed include: improved coal delivery to John Twitty Energy Center/Southwest Power Plant, decreased number of trains entering Center City, safer environment for vehicles and pedestrians, and the proposed would be the first step to a more efficient and safe rail system. She added staff recommends approval.

Councilwoman Ferguson asked if there would be any street closings attached to the proposed. Ms. Smith responded in the negative.

Councilman Hosmer asked what the cost estimate not to be exceeded is. Ms. Smith responded \$2,351,528.

Councilman Hosmer asked what benefit the City would receive from the proposed. Ms. Smith responded the trains would not be traveling into the main yard so there would not be as many train/vehicular interactions.

Councilman Hosmer asked if BNSF is contributing anything to the proposed. Ms. Smith responded they worked with MoDOT to find a cost savings of \$1.5 million.

Councilman Schilling asked what amount the City would be responsible for over the aforementioned grants. Ms. Smith responded she does not have those exact numbers, but would provide them for Council.

Councilman Schilling asked if BNSF would not contribute any funding to pay for the proposed. Ms. Smith responded affirmatively. Councilman Schilling asked if BNSF would be paying for the aforementioned signals. Ms. Smith responded BNSF would be contributing to that cost. She added BNSF worked with MoDOT to eliminate the need to include Positive Train Control in the proposed. Ms. Smith noted that would be reviewed in six months and staff believes it will be required and at that time BNSF would have to contribute to that project.

Councilman Hosmer asked if the property acquisition was included in the aforementioned project cost. Ms. Smith responded in the negative, adding the property cost was approximately \$500,000 which was funded through a Federal earmark. Councilman Hosmer asked if other funds were spent on the proposed project. Ms. Smith responded a private consultant was hired and she would get the amount of that hire for Council's review.

Councilman Burnett asked how many shipments of coal are received via the proposed route. Scott Miller, City Utilities, responded 70-100 trips per year. He

added that amount would have to be doubled for the return trip so the number would be anywhere from 140-200 trips per year.

An opportunity was given for citizens to express their views. With no appearances, the discussion was closed.

Council Bill 2015-201 was moved from Consent Agenda First Reading Bills.

**Contract for Sale of
Real Estate: Mulroy
Road**

Sponsor: Burnett. Council Bill 2015-201. A special ordinance authorizing the City Manager, or his designee, to enter into a contract for sale of real estate to sell a tract of approximately 15.36 acres west of Mulroy Road (Farm Road 199), following public auction of the real estate, or sale as otherwise authorized by the City Purchasing Manual, providing certain reserve limits are met; and authorizing the Mayor to execute necessary documents to convey title to the real estate. (The Board of Public Utilities, Planning and Zoning Commission and staff recommend approval.)

Councilman Schilling asked for the history of the proposed.

Scott Miller, City Utilities, gave a brief overview of the proposed. He noted the proposed property was originally a much larger tract that was purchased with the intent of being used by City Utilities (CU). He added CU realized they would only need the 15.36 acres included in the proposed and sold the rest of the property in 1999. Mr. Miller noted originally a water tower and cell tower were planned for this location, but at this time those are no longer needed.

Councilman Schilling asked for an appraised value on the proposed property. Mr. Miller responded the minimum value for the property is \$22,000 per acre.

Councilwoman Ferguson asked if there is a potential buyer for the property. Mr. Miller responded interest has been shown in the property.

Councilwoman Fulnecky asked if the proposed property is considered part of the Industrial Park. Mr. Miller responded in the negative.

An opportunity was given for citizens to express their views. With no appearances, the discussion was closed.

PETITIONS, REMONSTRANCES, AND COMMUNICATIONS

The following appeared on the agenda under New Business:

The City Manager recommended the following appointment to the Board of Adjustment: Bryan Fisher with term to expire January 1, 2016.

The issue of room tax for small lodging establishments was referred to the Finance and Administration Committee.

The issue of alternative transportation services was referred to the Finance and Administration Committee.

UNFINISHED BUSINESS

MISCELLANEOUS

The following bills appeared on the agenda under Consent Agenda First Reading Bills:

Council Bill 2015-201 was read and discussed under First Reading Bills.

Law Enforcement Training

Sponsor: Fisk. Council Bill 2015-202. A special ordinance authorizing the City Manager, or his designee, to enter into an Intergovernmental Agreement with the Greene County Sheriff to co-host law enforcement training.

Disclosure of Certain Transactions

Sponsor: Hosmer. Council Bill 2015-203. A general ordinance amending the Springfield City Code, Chapter 2, Administration, Article I, by repealing Section 2-8, pertaining to disclosure of certain transactions by certain City employees, candidates for elected City office, and public officials, and enacting in lieu thereof a new Section 2-8.

Exchange of Property

Sponsor: Fisk. Council Bill 2015-204. A special ordinance authorizing the City Manager, or his designee, to enter into a real estate contract to exchange certain portions of city property for private property near Wilson's Creek and the City's Southwest Wastewater Treatment Plant (hereinafter "SWTP"); and authorizing the Mayor to execute necessary documents to convey and receive title to the exchanged tracts of real estate.

Cost Share Mulroy Road and Kearney Street Improvements

Sponsor: Burnett. Council Bill 2015-205. A special ordinance authorizing the City Manager, or his designee, to enter into an Agreement to Cost Share Mulroy Road and Kearney Street Improvements (Exhibit 1) with Greene County (County) to coordinate participation in the cost of intersection improvements at Route 744 (Kearney Street) and Farm Road 199 (Mulroy Road); and amending the budget of the Department of Public Works for Fiscal Year 2015-2016, in the amount of \$256,200, to appropriate a contribution from County for their portion of the project costs.

Supplemental Agreement for Highway/Rail Crossing Improvements

Sponsor: Burnett. Council Bill 2015-206. A special ordinance authorizing the City Manager, or his designee, to enter into a Supplemental Agreement for Highway/Rail Crossing Improvements with the Missouri Highways and Transportation Commission (MHTC) and BNSF Railway Company (BNSF) for the purpose of coordinating participation in the cost of safety improvements at United States Department of Transportation Crossing No. 673 263W (Mulroy Road Grade Crossing), designated as MHTC Job No. RRP-000S(455).

Municipal Road Relinquishment Agreement

Sponsor: Burnett. Council Bill 2015-207. A special ordinance authorizing the City Manager, or his designee, to enter into a Municipal/Road Relinquishment Agreement with the Missouri Highways and Transportation Commission (MHTC) to outline responsibilities for the construction and maintenance of intersection improvements at Route 744 (Kearney Street) and Packer Road, designated as MHTC Project No. J8S3019.

Cost Share First Supplemental Agreement

Sponsor: Burnett. Council Bill 2015-208. A special ordinance authorizing the City Manager, or his designee, to enter into a Cost Share First Supplemental Agreement with the Missouri Highways and Transportation Commission

(MHTC) to coordinate participation in the cost of intersection improvements at Route 744 (Kearney Street) and Packer Road, designated as MHTC Project No. J8S3019.

New Prime Inc.

Sponsor: Burnett. Council Bill 2015-209. A special ordinance authorizing the City Manager, or his designee, to enter into an agreement to complete Packer Road improvements with New Prime, Inc., (Prime) to coordinate participation in the cost of intersection improvements at Route 744 (Kearney Street) and Packer Road, designated as Missouri Highways and Transportation Commission Project (MHTC) No. J8S3019; and amending the budget of the Department of Public Works for Fiscal Year 2015-2016, in the amount of \$588,540 to appropriate a contribution from Prime for its portion of the project costs.

The following bills appeared on the agenda under Consent Agenda One Reading Bills:

Workforce Innovation and Opportunity Act State Set-Aside Funds

Sponsor: Fulnecky. Council Bill 2015-210. A special ordinance authorizing the City Manager, or his designee, to accept \$50,000.00 in Program Year 2015 Workforce Innovation and Opportunity Act State Set-Aside funds for the Ozark Region's Equal Opportunities/Non-Discrimination Program from the Missouri Division of Workforce Development and to enter into necessary agreements to carry out the grant; and amending the budget of the Department of Workforce Development for Fiscal Year 2015-2016 in the amount of \$50,000.00 to appropriate the grant funds.

Council Bill 2015-210. Special Ordinance 26605 was approved by the following vote: Ayes: Hosmer, Fulnecky, Ferguson, Schilling, Burnett, Fishel, McClure, and Fisk. Nays: None. Absent: Stephens. Abstain: None.

Sanitary Sewer District No. 200 of Section No. 15

Sponsor: Fishel. Council Bill 2015-211. A special ordinance to establish and define the boundaries and adopt the plat, plans, specifications, and sealed estimate of construction costs, and authorize acquisition of necessary right(s)-of-way, by purchase or condemnation thereof, for Sanitary Sewer District No. 200 of Section No. 15 of the main sewers of the City, located in the general vicinity of Roslyn Avenue and Bagnell Street; further provide that all labor shall be paid the prevailing wages pursuant to Missouri Labor Regulations; and direct the City Manager, or his designee, to advertise for bids for the construction of said sewers.

Council Bill 2015-211. Special Ordinance 26606 was approved by the following vote: Ayes: Hosmer, Fulnecky, Ferguson, Schilling, Burnett, Fishel, McClure, and Fisk. Nays: None. Absent: Stephens. Abstain: None.

Sanitary Sewer District No. 234 of Section No. 6

Sponsor: Ferguson. Council Bill 2015-212. A special ordinance to levy and assess a special tax against the lots, blocks, and parcels of ground hereinafter described to pay for the cost of the construction of sanitary sewers in the City in Sanitary Sewer District No. 234 of Section No. 6, in the general vicinity of Kerr Street, east of Main Avenue, providing for inclusion of said district in the City Sewer Financial Assistance Program, and authorizing the City Clerk to issue special tax bills and deliver the same to the Director of Finance to be registered in her office in accordance with the ordinance.

Council Bill 2015-212. Special Ordinance 26607 was approved by the following

vote: Ayes: Hosmer, Fulnecky, Ferguson, Schilling, Burnett, Fishel, McClure, and Fisk. Nays: None. Absent: Stephens. Abstain: None.

**Sanitary Sewer District
No. 91 of Section No. 1**

Sponsor: Schilling. Council Bill 2015-213. A special ordinance to establish and define the boundaries and adopt the plat, plans, specifications, and sealed estimate of construction costs, and authorize acquisition of necessary right(s)-of-way, by purchase or condemnation thereof, for Sanitary Sewer District No. 91 of Section No. 1 of the main sewers of the City, located in the general vicinity of College Street and Broadway Avenue; further provide that all labor shall be paid the prevailing wages; and direct the City Manager, or his designee, to advertise for bids for the construction of said sewers.

Council Bill 2015-213. Special Ordinance 26608 was approved by the following vote: Ayes: Hosmer, Fulnecky, Ferguson, Schilling, Burnett, Fishel, McClure, and Fisk. Nays: None. Absent: Stephens. Abstain: None.

**Liquor License: Vito's
Kitchen**

Sponsor: Schilling. Council Bill 2015-214. A resolution granting a new liquor license that includes Sunday sales to F & B Concepts, LLC, dba Vito's Kitchen, located at 307 South Jefferson Avenue, Springfield, Missouri.

Council Bill 2015-214. Resolution 10230 was approved by the following vote: Ayes: Hosmer, Fulnecky, Ferguson, Schilling, Burnett, Fishel, McClure, and Fisk. Nays: None. Absent: Stephens. Abstain: None.

The following bills appeared on the agenda under Second Reading Bills:

**Preliminary Plat of
Roberts Industrial Park**

Sponsor: Ferguson. Council Bill 2015-190. A special ordinance authorizing the Director of Planning and Development to accept the dedication of the public streets and easements to the City of Springfield as shown on the Preliminary Plat of Roberts Industrial Park, generally located at the 1000-1200 blocks of North Farm Road 123 (Westgate Avenue), upon the applicant filing and recording a final plat that substantially conforms to the preliminary plat; and authorizing the City Clerk to sign the final plat upon compliance with the terms of this ordinance. (Planning and Zoning Commission and Staff recommend that City Council accept the public streets and easements.)

Council Bill 2015-190. Special Ordinance 26609 was approved by the following vote: Ayes: Hosmer, Fulnecky, Ferguson, Schilling, Burnett, Fishel, McClure, and Fisk. Nays: None. Absent: Stephens. Abstain: None.

**Oak Grove Avenue and
Catalpa Street
Roundabout**

Sponsor: Burnett. Council Bill 2015-191. A special ordinance approving the plans and specifications for the Oak Grove Avenue and Catalpa Street roundabout, Plan No. 2015PW0015WT; accepting the bid of Hartman & Company, Inc. for that project; and authorizing the City Manager, or his designee, to enter into a contract with such bidder.

Council Bill 2015-191. Special Ordinance 26610 was approved by the following vote: Ayes: Hosmer, Fulnecky, Ferguson, Schilling, Burnett, Fishel, McClure, and Fisk. Nays: None. Absent: Stephens. Abstain: None.

With no further business to come before Council, the meeting adjourned at approximately 7:30 p.m.

Prepared by Lisa M. Harley-Lurten

Anita J. Cotter, CMC/MRCC
City Clerk